IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 9TH APRIL 2007 / 19TH CHAITHRA 1929

WP(C).No. 10428 of 2007(N)

PETITIONER:

MRS.BABY ANTONY,
WIFE OF THE LATE SRI.VARKEY ANTONY
NENMENIPARAMBIL HOUSE,
EZHUPUNNA, ALAPUZHA

BY ADV. SMT.S.K.DEVI
SRI.K.P.PRADEEP (PAYYANNUR)

RESPONDENTS:

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1. SALES TAX/COMMERCIAL TAX OFFICER
DEPARTMENT OF COMMERICAL TAX
KUTHIATHODE, ALAPUZHA DISTRICT

2. DEPUTY COMMISSIONER
DEPARTMENT OF COMMERCIAL TAXES
ALAPPUZHA, ALAPPUZHA DISTRICT

3. STATE OF KERALA
REPRESENTED BY ITS SECRETARY (FINACE)
SECRETARIAT, THIRUVANANTHAPURAM

BY GOVERNMENT PLEADER SRI.MOHAMMED RAFIQ.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX:

PETITIONER'S EXHIBITS:

EXT.P1-TRUE COPY OF THE DEATH CERTIFICATE NO.3805/2006 DATED 25-7-2006.

EXT.P2- TRUE COPY OF the PENALTY ORDER NO.A1-4892/8 DATED 12-4-2004.

EXT.P3-TRUE COPY OF the RECEIPT NO.70 DATED 17-5-2004.

EXT.P4- TRUE COPY OF the ORDER IN REVISION IN RP NO.68/2004 DATED 3-3-2007.

EXT.P5-TRUE COPY OF the APPLICATION DATED 27-3-2007 SUBMITTED UNDER RULE 30B OF THE KGST RULES, 1963.

K.BALAKRISHNAN NAIR, J.

W.P.(C).No.10428 of 2007-N

Dated this the 9th day of April, 2007

JUDGMENT

In view of the interim order dated 30-3-2007, no further orders are required in this writ petition. If the petitioner pays the instalments regularly as directed in the interim order, there will be stay of recovery pursuant to Ext.P2, till all the instalments are cleared. If there is any default to pay any of the instalments, the respondents will be free to proceed with the recovery steps against the petitioner.

K.BALAKRISHNAN NAIR, JUDGE.

MS